

PTO/SB/21 (08-00)

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TRANSMITTAL				Application Number		10/781,284		
FORM				Filing Date		2/18/2004		
(to	o be used for al	ll correspondence after i	nitial filing)	First Named Inver	ntor	Backes		
				Group Art Unit				
				Examiner Name		Not yet known		
Total Number of Pages in This Submission			Attorney Docket Nu	umber	160-032			
		-	ENCL OSLIDES	(check all that app	1(1)			
				ment Papers	(V	After Allowance Communication		
	Fee Transmit		(for an)	Application)		to Group		
	Fee At	tached	Drawing	g(s) and letter		Appeal Communication to Board of Appeals and Interferences		
	Amendment		Licensing-related Papers		Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)			
	After F	inal	Petition			Proprietary Information		
	Affidav	vits/declaration(s)		to Convert to a nal Application		Status Letter		
	Extension of	Time Request	Change Address	of Correspondence	Other Enclosure(s) (please identify below):			
П	Express Abar	ndonment Request	Terminal Disclaimer					
	Information Disclosure Statement		Request for Refund					
	Certified Copy of Priority Document(s)		CD, Nui	mber of CD(s)				
	_ `			Remarks Please charge any deficiency or credit any overpayment to Deposit				
Incomplete Application Response to Missing Parts		Account No. 502569.						
under 37 CFR 1.52 or 1.53								
		SIGNATI	JRE OF APPLIC	CANT, ATTORNEY,	OR AGE	NT		
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	or Steubing McGuinness & Manaras LLP Individual name							
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Applicant(s): Backe

Serial No.: 10/781,284

Filed: 2/18/2004

Title: Apparatus for Selecting an Optimum

Access Point in a Wireless Network on a

Common Channel

Attorney Docket No.: 160-032

Group Art Unit:

Examiner:

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Dear Sir:

This Information Disclosure Statement is submitted before mailing date of first office action on the merits.

Applicant(s) submit herewith Form PTO 1449-Information Disclosure Citation together with copies, of patents, publications or other information of which applicant(s) are aware, which applicant(s) believe(s) may be material to the examination of this application and for which there may be a duty to disclose in accordance with 37 CFR 1.56.

The relevance of the attached references is that this is the closest art of which Applicant is aware. Applicant submits that the above references taken alone or in combination neither anticipate nor render obvious the present invention. Consideration of the foregoing in relation to this application is respectfully requested.

It is requested that the information disclosed herein be made of record in this application.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313.

Date of Deposit: 4-26-05

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Typed Name: Christine M. Morrissette

Signature:

Respectfully submitted,

Mary Steubing, Reg. No. 37,946 Attorney/Agent for Applicant(s)

Steubing McGuinness & Manaras LLP

125 Nagog Park Drive Acton, MA 01720

Date: 4/26/05

Telephone No.: 978-264-6664

PTO/SB/08A (10-01)

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Substitute for form 1449A				Complete if Known		
				Application Number	10/781,284	
IN	FORMATION	DISCLO	SURE	Filing Date	2/18/2004	
STATEMENT BY APPLICANT				First Named Inventor	Backes	
((use as many she	ets as nece	ssary)	Art Unit		
				Examiner Name	Not yet known	
Sheet	1	of	1	Attorney Docket Number	160-032	

U.S. PATENT DOCUMENTS							
Examiner Initials*	Cite No.1	Document Number	Publication Date	Name of Patentee or	Pages, Columns, Lines, Where		
		Number - Kind Code ² (if known)	MM-DD-YYYY	Applicant of Cited Document	Relevant Passages or Relevant Figures Appear		
		US-5,963,848	10/05/1999	D'Avello			
	<u> </u>	US-5,606,727	02/25/1997	Ueda			
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FOREIGN PATENT DOCUMENTS								
Examiner Initials*	Cite No.1	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear			
		Country Code ³ - Number ⁴ - Kind Code ⁵ (<i>if known</i>)				T⁵		
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There Office that issued the document, by the two-letter code (WIPO Standard ST.3). For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. Applicant is to place a check mark here if English language Translation is attached. Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.